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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

11 UNITED STATES OF AMERICA, ) No. CR 08-00187 JW  
12 Plaintiff, )  
13 v. )  
14 ALEJANDRO ESTRADA-MARTINEZ, )  
15 aka Steven Estrada-Martinez, )  
16 Defendant. )  
\_\_\_\_\_  
17

**STIPULATION TO CONTINUE  
SENTENCING HEARING;  
[PROPOSED] ORDER**

17 Defendant and the government, through their respective counsel, hereby stipulate that,  
18 subject to the court's approval, the sentencing hearing in the above-captioned matter, presently  
19 scheduled for Monday, June 23, 2008, be continued to Monday, July 7, 2008, at 1:30 p.m. The  
20 continuance is requested because the defense is still working to obtain the transcript of Mr.  
21 Estrada's guilty plea in the state matter that has resulted in an enhancement in his offense level.  
22 Initially, the defense obtained the wrong transcript, and now, the defense has learned that the  
23 court reporter who prepared the correct transcript was a temporary employee, and the Superior  
24 Court is still attempting to locate her. To allow time for this process, the defense requests that  
25 the hearing be moved from June 23, 2008, July 7, 2008.

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STIPULATION TO CONTINUE  
HEARING DATE; [PROPOSED] ORDER  
No. CR 08-00187 JW

1 The parties further agree that no exclusion of time is necessary because Mr. Estrada-  
2 Martinez has already pled guilty pursuant to a binding plea agreement.

3 || Dated: 6/18/08

/s/  
LARA S. VENNARD  
Assistant Federal Public Defender

5 || Dated: 6/18/08

/s/  
JEFFREY SCHENK  
Assistant United States Attorney

## ORDER

The parties have jointly requested a continuance of the sentencing hearing set for June 23,  
9  
2008, to allow additional time for the defense to obtain the transcript from the defendant's guilty  
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plea in a relevant state case.

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the sentencing hearing  
date presently set for Monday, June 23, 2008, be continued to Monday, July 7, 2008, at 1:30 p.m.

No exclusion of time is necessary because the defendant has already entered a guilty plea.

5 || Dated: June 20, 2008

*James Ware*  
JAMES WARE  
United States District Judge